Attorney or Party without Attorney: J. RAY AYERS, ESQ., Bar #217706 SCUDI & JOHNSON LLP 5440 MOREHOUSE DRIVE SUITE 4400 SAN DIEGO, CA 92121 *Telephone No:* 858-558-1001 *FAX No:* 858-558-1122 *Attorney for:* Plaintiff	*Ref. No. or File No.:*	*For Court Use Only*
Insert name of Court, and Judicial District and Branch Court: United States District Court, Southern District Of California		
Plaintiff: AGROLIBHERE S.A. DE C.V. *Defendant:* NATURIPE BERRY GROWERS		

PROOF OF SERVICE SUMMS IN CIV. ACTION	*Hearing Date:*	*Time:*	*Dept/Div:*	*Case Number:* 08CV1321 JAH (NLS)

1. *At the time of service I was at least 18 years of age and not a party to this action.*

2. I served copies of the SUMMONS IN A CIVIL ACTION; COMPLAINT.

3. *a. Party served:* HORTIFRUIT IMPORTS, AN UNKNOWN BUSINESS ENTITY
   b. Person served: CHRIS MAYHEW, AGENT AUTHORIZED TO ACCEPT SERVICE OF PROCESS.

4. *Address where the party was served:* 1020 MERRILL STREET, #202
   SALINAS, CA 93901

5. *I served the party:*
   b. **by substituted service.** On: Fri., Aug. 01, 2008 at: 11:24AM by leaving the copies with or in the presence of: ANEL DIAZ, ACCOUNTING ASSISTANT.
   (1) **(Business)** Person of suitable age and discretion. I informed him or her of the general nature of the papers.
   (4) A declaration of mailing is attached.

6. *The "Notice to the Person Served" (on the Summons) was completed as follows:*
   on behalf of: HORTIFRUIT IMPORTS, AN UNKNOWN BUSINESS ENTITY
   Other: BUSINESS ORGANIZATION, FORM UNKNOWN.

7. ***Person Who Served Papers:***
   a. RAYMOND PETERSON

   First Legal Support Services LLC
   ATTORNEY SERVICES
   1511 BEVERLY BOULEVARD
   Los Angeles, CA 90026
   (213) 250-1111, FAX (213) 250-1197

   Recoverable Cost Per CCP 1033.5(a)(4)(B)
   d. *The Fee for Service was:* $30 —
   e. I am: (3) registered California process server
   (i) Independent Contractor
   (ii) Registration No.: 131
   (iii) County: Monterey

8. ***I declare under penalty of perjury under the laws of the State of California and under the laws of the United States Of America that the foregoing is true and correct.***

Date:Thu, Aug. 14, 2008

[signature] (RAYMOND PETERSON)

Attorney or Party without Attorney: J. RAY AYERS, ESQ., Bar #217706 SCUDI & JOHNSON LLP 5440 MOREHOUSE DRIVE SUITE 4400 SAN DIEGO, CA 92121 *Telephone No:* 858-558-1001 *FAX No:* 858-558-1122				*For Court Use Only*
Attorney for: Plaintiff		*Ref. No or File No.:*		
Insert name of Court, and Judicial District and Branch Court: United States District Court, Southern District Of California				
Plaintiff: AGROLIBHERE S.A. DE C.V. *Defendant:* NATURIPE BERRY GROWERS				
PROOF OF SERVICE By Mail	*Hearing Date:*	*Time:*	*Dept/Div:*	*Case Number:* 08CV1321 JAH (NLS)

1. I am over the age of 18 and not a party to this action. I am employed in the county where the mailing occurred.

2. I served copies of the SUMMONS IN A CIVIL ACTION; COMPLAINT.

3. By placing a true copy of each document in the United States mail, in a sealed envelope by **First Class** mail with postage prepaid as follows:

   a. Date of Mailing: Fri., Aug. 01, 2008
   b. Place of Mailing: SAN DIEGO, CA 92101
   c. Addressed as follows: HORTIFRUIT IMPORTS, AN UNKNOWN BUSINESS ENTITY
   1020 MERRILL STREET, #202
   SALINAS, CA 93901

4. I am readily familiar with the business practice for collection and processing of correspondence as deposited with the U.S. Postal Service on Fri., Aug. 01, 2008 in the ordinary course of business.

5. *Person Serving:*
   a. JASON LE BLANC
   b. FIRST LEGAL SUPPORT SERVICES
   1111 6TH AVENUE
   SUITE 204
   SAN DIEGO, CA 92101
   c. 619-231-9111

Recoverable Cost Per CCP 1033.5(a)(4)(B)
d. *The Fee for Service was:*
e. I am: Not a Registered California Process Server

8. ***I declare under penalty of perjury under the laws of the State of California and under the laws of the United States Of America that the foregoing is true and correct.***

Date:Thu, Aug. 14, 2008

Judicial Council Form POS-010
Rule 2.150.(a)&(b) Rev January 1, 2007

PROOF OF SERVICE
By Mail

(JASON LE BLANC)

940766.rayay.154807